

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

|                     |   |                                   |
|---------------------|---|-----------------------------------|
| XAVIER TERRY,       | ) | NO. CV 15-9933-DSF(E)             |
|                     | ) |                                   |
| Plaintiff,          | ) |                                   |
|                     | ) |                                   |
| v.                  | ) | ORDER ACCEPTING FINDINGS,         |
|                     | ) |                                   |
| L. BABCOCK, et al., | ) | CONCLUSIONS AND RECOMMENDATIONS   |
|                     | ) |                                   |
| Defendants.         | ) | OF UNITED STATES MAGISTRATE JUDGE |
| _____               | ) |                                   |

Pursuant to 28 U.S.C. section 636, the Court has reviewed the Complaint, all of the records herein and the attached Report and Recommendation of United States Magistrate Judge. Further, the Court has engaged in a de novo review of those portions of the Report and Recommendation to which any objections have been made. The Court accepts and adopts the Magistrate Judge's Report and Recommendation.

IT IS ORDERED that Judgment shall be entered dismissing the action without prejudice.

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1 IT IS FURTHER ORDERED that the Clerk serve forthwith a copy of  
2 this Order, the Magistrate Judge's Report and Recommendation and the  
3 Judgment herein on Plaintiff.

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5 DATED: 8/17/16

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DALE S. FISCHER  
UNITED STATES DISTRICT JUDGE